

**BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DIVISION OF MEDICAL QUALITY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Petition for)
Termination of Probation of)
HANH M. TRUONG, M.D.)
Physician & Surgeon Cert. No. A-42440)
Respondent)
_____)

No. 10-1990-5645

DECISION

The attached Proposed Decision in case number 10-1990-5645 is hereby adopted by the Division of Medical Quality of the Medical Board of California as its Decision in the above entitled matter.

This Decision shall become effective at 5:00 p.m. on August 13, 1999

It is so Ordered July 14, 1999

DIVISION OF MEDICAL QUALITY
MEDICAL BOARD OF CALIFORNIA

By Alan E. Shumacher
ALAN E. SHUMACHER, M.D.
Panel B

BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DIVISION OF MEDICAL QUALITY
STATE OF CALIFORNIA

In the Matter of the Petition for
Termination of Probation of:

HANH M. TRUONG
6959 Linda Vista Road, Suite A
San Diego, CA 92111

Respondent.

OAH No. N 1999040320

PROPOSED DECISION

Stewart A. Judson, Administrative Law Judge, State of California, Office of Administrative Hearings, heard this matter on May 19, 1999, at Oakland, California.

Larry Mercer, Deputy Attorney General, represented the Attorney General of the State of California.

Edward G. Wong, Esq. represented the respondent.

FACTUAL FINDINGS

1. The California Medical Board (the Board) issued Physician and Surgeon Certificate No. A 42440 to Hanh M. Truong, M.D. on January 31, 1986.
2. The Executive Director of the Board filed an accusation against respondent in 1993 alleging cause for disciplinary action for gross negligence; incompetence; general unprofessional conduct; creation of false medical records; altering, creating or modifying medical records with fraudulent intent; and acts of dishonesty or corruption in her treatment of one patient for cancer.
3. Respondent executed a stipulation in settlement whereby she waived her right to a hearing and admitted the truthfulness of the charges. The Board revoked

respondent's certificate, stayed the revocation and placed respondent on probation for five years subject to certain conditions effective November 26, 1994.

4. At the time she filed the subject petition (October 1998), respondent had completed all but 13 months of her probation. She has complied with all of her probationary terms. Her probation supervisor supports her petition.

5. Respondent asserts that she now charts a full record for her patients. She notes any physical examinations performed and all assessments and plans. She makes no exceptions.

6. She performed her community service at St. Vincent De Paul Village Healthcare Center in San Diego from April 1995 through April 1999 though she satisfied this condition last March. She has completed courses in mammography that have improved her skills in detecting breast cancer which she put into practice at St. Vincent's.

7. Respondent wants to return to her native country, Vietnam, where she hopes to help the poor. An organization in the United States has formed a group to go to Vietnam to provide medical services. Respondent wants to join this group.

8. No known malpractice suits have been filed against respondent during her probation. She has affiliated hospital privileges only.

9. Respondent provided letters of support from Ton D. Tram, M.D., a Diplomate of the American Board of Family Practice and Christopher Abbott, M.D., Medical Director of St. Vincent De Paul Village Healthcare Center, attesting to the high quality of her care and hard work.

LEGAL CONCLUSIONS

1. Balanced against the seriousness of her disciplinable conduct are the following: her successful compliance with the terms of her probation, the esteem in which she is held by her peers and the support of her probation officer.

2. Cause for granting the petition exists under Business and Professions Code section 2307.

ORDER

The petition of Hanh M. Truong, M.D. for termination of probation is granted.

DATED: June 17, 1999

A handwritten signature in black ink, appearing to read "Stewart A. Judson", written over a horizontal line.

STEWART A. JUDSON
Administrative Law Judge
Office of Administrative Hearings